

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/804,825

100 GALLERIA PARKWAY, NW

ATLANTA, GA 30339-5948

24504

STE 1750

03/19/2004

Paul C. Davidson

820802-1010

**CONFIRMATION NO. 7112** 

**FORMALITIES LETTER** 

OC000000013160248\*

Date Mailed: 07/07/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/12/2004 FFANAIA2 00000063 10804825

V

FILED UNDER 37 CFR 1.53(b)

02 FC:2051 03 FC:2201 04 FC:2001 05 FC:2202

395.00 OP

945.00 OP

THOMAS, KAYDEN, HORSTEMEYER & RISLEY, LLP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - The line spacing on the specification, claims, or abstract is not 1½ or double spaced (see 37 CFR 1.52(b)).

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

 Additional claim fees of \$1135 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

#### SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1585 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$1135
  - \$172 for 4 independent claims over 3.
  - **\$963** for **107** total claims over 20.

#### Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- A new oath or declaration, identifying this application number is required. The oath or declaration does not comply with 37 CFR 1.63 in that it:
- does not identify the residence (e.g., city and either state or foreign country) of each inventor.
- does not identify the complete mailing or post office address of each inventor.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

# THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of: Davidson, P.

Group No.: 1614

Serial No.: 10/804,825

Confirmation No.: 7112

Docket No. 820802-1010

Filed: March 19, 2004

For: Method and System for Determining Insulin Dosing Schedules and

Carbohydrate-to-Insulin Ratios in Diabetic Patients

## RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION, FILING DATE GRANTED

Mail Stop: Missing Parts Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application, dated July

- 7, 2004, enclosed are the following:
  - 1. Filing Fees in the amount of \$1581.00;
  - Substitute specification to correct formalities (marked-up version and clean version);
  - 3. Combined Declaration and Power of Attorney;
  - 4. Petition for two (2) month extension of time with required \$215.00 filing fee;
  - 5. Preliminary Amendment; and
  - 6. a copy of the Notice to File Missing Parts of Nonprovisional Application.

The Commissioner is authorized to charge Deposit Account 20-0778 for any deficiencies or credit any over payments.

Respectfully Submitted,

THOMAS, KAYDEN, HORSTEMEYER & RISLEY, L.L.P.

By:

Todd Deveau, Reg. No. 29,526

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